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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3126.01US03

Ogle

Confirmation No.: 7280

Application No.: 10/806,311

Examiner: Unknown

Filed: March 22, 2004

Group Art Unit: 3731

For: EMBOLISM PROTECTION DEVICES

INFORMATION DISCLOSURE STATEMENT

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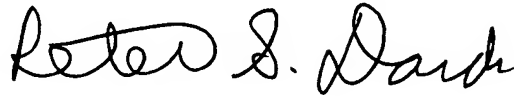
Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This information is being filed before the mailing date of a first Office Action on the merits. No certification or fee is required.

Application No. 10/806,311

This application was filed after June 30, 2003; therefore, copies of cited U.S. patents and U.S. published applications are not included.

Respectfully submitted,



Peter S. Dardi, Ph.D.
Registration No. 39,650

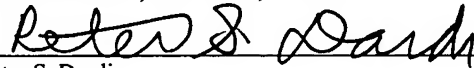
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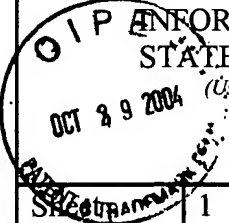
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Peter S. Dardi

Substitute for form 1449/PTO		Complete if Known		
		Application Number	10/806,311	
		Filing Date	March 22, 2004	
		First Named Inventor	Ogle	
		Art Unit	3731	
		Examiner Name	Unknown	
1	of	4	Attorney Docket Number	3126.01US03

U.S. PATENT DOCUMENTS

EXAMINER INITIAL [*]	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number-Kind Code ² (if known)		
		US- 4,429,939	12/27/1983	Sharp et al.
		US- 4,512,838	04/1989	Balko et al.
		US- 4,550,126	10/29/1985	Lorenz
		US- 4,793,348	12/27/1988	Palmaz
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		US- 5,200,248	04/06/1993	Thompson et al.
		US- 5,350,398	09/27/1994	Pavenik et al.
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		US- 5,407,673	04/18/1995	Reich et al.
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		US- 5,704,910	01/06/1998	Humes
		US- 5,782,791	07/21/1998	Peterson et al.
		US- 5,807,306	09/1998	Shapland et al.
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		US- 5,911,704	06/15/1999	Humes
		US- 5,914,125	06/22/1999	Andrews et al.

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL [*]	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)			

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				<i>Complete if Known</i>	
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Sheet	2	of	4	Attorney Docket Number	3126.01US03

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		Number-Kind Code ² (if known)		
		US- 5,919,145	07/1999	Sahatjian
		US- 5,938,645	08/17/1999	Gordon
		US- 5,977,429	11/02/1999	Phillips et al.
		US- 6,066,149	05/23/2000	Samson et al.
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		US- 6,160,084	12/12/2000	Langer et al.
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		Number-Kind Code ² (if known)		
		US- 6,391,300	05/21/2002	Rose et al.
		US- 6,491,965	12/10/2002	Berry et al.
		US- 6,605,111	08/2003	Bose et al.
		US- 20020072550	06/13/2002	Brady et al.
		US- 10/414,909	04/16/2003	Ogle
		US- 10/781,503	02/18/2004	Ogle et al.
		US- 2004/0093015	05/13/2004	Ogle
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				Art Unit	3731
				Examiner Name	Unknown
Sheet	4	of	4	Attorney Docket Number	3126.01US03
NON PATENT LITERATURE DOCUMENTS					
EXAMINER INITIAL*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T ²
		FASSEAS et al., "Distal protection devices during percutaneous coronary and carotid interventions," current Controlled Trials in Cardiovascular Medicine, Vol. 2, No. 6, December 2002, 5 pages.			
		"Smart suture is first application of novel MIT polymer," from website http://web.mit.edu/newsoffice/nr/2002/langer-suture.html , April 25, 2002, 3 pages.			
		REICHENSPURNER et al., "Particulate emboli capture by an intra-aortic filter device during cardia surgery," The Journal of Thoracic & Cardiovascular Surgery, Vol., 119(2), February 2000, pages 233-241.			
		HARRINGER et al., "Capture of particulate emboli during cardiac procedures in which aortic cross-clamp is used," The Society of Thoracic Surgeons, Vol. 70, 2000, pages 1119-1123.			
EXAMINER SIGNATURE				DATE CONSIDERED	
<p>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.</p> <p>This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.</p> <p><i>If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.</i></p>					